



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF WATER RIGHTS

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State Engineer

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BEFORE THE STATE ENGINEER OF THE STATE OF UTAH

RE: **Illegal use of water in excess of right**)
 Dean and Dona Carter)
 Water Right No(s). 71-480, 71-481,)
 71-483, 71-485, 71-1846/1848, 71-2035)

**ORDER OF THE
STATE ENGINEER**

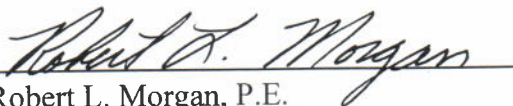
According to Utah Code Ann. section 73-3-1, no appropriation of water may be made and no rights to the use of water may be initiated without an application approved by the State Engineer. Water Right No(s). 71-480, 71-481, 71-483, 71-485, 71-1846/1848, 71-2035 allows the irrigation of 97.39 acres and the watering of 300 head of livestock with limitation on annual use of 389.56 acre feet of water. A comparison of aerial photography taken in mid-June 1997 with the updated water rights map shows that you are irrigating 22.78 acres more than allowed by Water Right No(s). 71-480, 71-481, 71-483, 71-485, 71-1846/1848, 71-2035. The attached map shows the location of the illegally irrigated land.

NOW THEREFORE, according to Utah Code Ann. sections 73-2-1 and 73-5-3, you are hereby **ORDERED to cease the use of all water in excess of the uses and limits set forth in Water Right No(s). 71-480, 71-481, 71-483, 71-485, 71-1846/1848, 71-2035.**

If you use water in violation of this ORDER, you will be in jeopardy of legal proceedings against you. Legal proceedings will be commenced as Division resources allow.

I strongly urge you to give this matter your immediate attention. Should you have questions regarding this ORDER, please contact Kerry Carpenter, Regional Engineer, at 586-4231 or Lee Sim, Assistant State Engineer, at 538-7380.

Dated this 14th day of October, 1997


Robert L. Morgan, P.E.
State Engineer

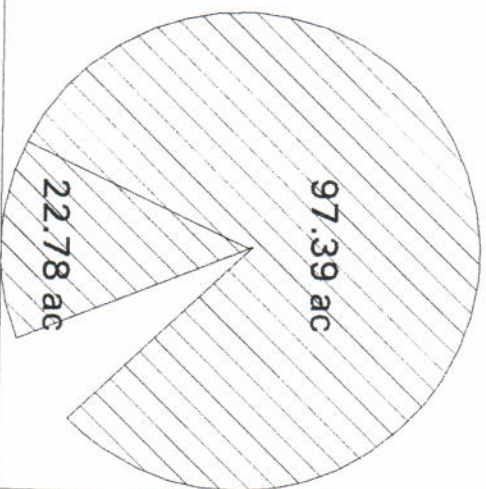
cc: Kerry Carpenter
 LaVar Davis
Enclosure



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Dean & Dona Carter

